IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.K.DENESAN

TUESDAY, THE 21ST NOVEMBER 2006 / 30TH KARTHIKA 1928

WP(C).No. 30699 of 2006(D)

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PETITIONER:

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SAJEEV KUMAR V., LINEMAN, PWD(ELECTRICAL SECTION)
O/O ASSISTANT ENGINEER, CIVIL STATION, ALAPPUZHA.

2. ABDUL KALAM M.LINEMAN, PWD(ELECTRICAL SECTION)
O/O ASST. ENGINEER, CIVIL STATION, ALAPPUZHA.

3. SUBASH PANICKER R., PWD (ELECTRICAL SECTION),
O/O THE ASST.ENGINEER, CIVIL STATION,ALAPPUZHA.

4. C.K.FRANCIS, LINEMAN, PWD(ELECTRICAL SOUTH SECTION),
O/O ASST.ENGINEER, THRISSUR 20.

5. T.P.PAUL, LINEMAN, PWD(ELECTRICAL SOUTH SECTION),
O/O ASST.ENGINEER, THRISSUR 20.

6. V.V.KRISHNAN, LINEMAN, PWD(ELECTRICAL SECTION)
O/O THE ASST.ENGINEER, KASARGODE.

BY ADV. SRI.C.K.ABDUL RAHIM

RESPONDENTS:

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1. THE STATE OF KERALA, REP.BY THE SECRETARY
TO GOVT., PUBLIC WORKS DEPARTMENT,
GOVT. SECRETARIAT, THIRUVANANTHAPURAM.

2. THE CHIEF ENGINEER(ADMN.) PWD,
THIRUVANANTHAPURAM.

BY GOVT.PLEADER SRI.BIJOY CHANDRAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 21/11/2006,THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

**K.K.DENESAN, J**

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**W.P.(C)NO. 30699 Of 2006**

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Dated this the **21st** day of November, 2006

**JUDGMENT**

The petitioners are Linemen working in the Public Works Department. They commenced service as Helpers (Electrical) as advised by the PSC. The post of Helper (Electrical) in the Public Works Department was re-designated as Lineman Grade II in the year 1997. Subsequently they were assigned higher grades and all the petitioners are now working as Linemen Grade II. Subsequently Linemen Grade II were merged with the higher post of Lineman Grade I. Thereafter the nomenclature of the post has been changed as Lineman. The petitioners, by virtue of their length of service, have got higher grade in the post of Lineman. As a result of changes that had taken place in the nomenclature of the post, the petitioners are not included in the select list prepared for the above categories. In the absence of a seniority list wherein the petitioners are included, their claim for promotion will stand frustrated. To redress the above grievance, the petitioners have filed a series of representations evidenced by Exts.P8 and P9 series. A service organisation called `Kerala P W D Electrical Wing Executive Employees Association' has taken up the cause of the

petitioners and similarly situated employees with the Chief Engineer vide Ext.P8 representation. But nothing has been done despite the lapse of more than two years. Now the petitioners have approached this court seeking for appropriate directions to the respondents.

2. Heard learned Government Pleader for the respondents.

3. In the light of the pendency of Exts.P8 and P9 series before the 2nd respondent, it is only appropriate that the second respondent bestows his attention to the above mentioned grievance and take appropriate decision. A seniority list will have to be prepared and maintained for the category to which the petitioners belong in terms of Rule 27 of Part II of KS & SSR. A provisional seniority list calling for objections from aggrieved persons shall be prepared, as early as possible, and circulated within one month on the petitioners producing a copy of this judgment. One of the petitioners chosen by them shall be afforded an opportunity of being heard. The petitioners shall submit the name of the petitioner to be heard before the 2nd respondent so that notice can be issued to that petitioner.

Writ Petition is disposed of as above.

**K.K.DENESAN, JUDGE**

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